S.B. CIVIL WRIT PETITION NO.8118/2007

Date of order : 04.10.2007.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Shri S.L. Songara for the petitioner.

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Heard learned counsel for the petitioner.

The petitioner has filed this writ petition with the grievance that even though he had applied for patta of land measuring 40'*30' to the Gram Panchayat, Dadar, Panchayat Samiti Umren, District Alwar and he has constructed the house thereon. He is in possession of the old house for more than fifty years. The Gram Panchayat has taken no action. The petitioner deposited a sum of Rs.151/- vide receipt no.93 dated 21.03.2005, however, no action was taken for issuing the patta.

Learned counsel for the petitioner relied on Rule 157 of the Rajasthan Panchayati Raj Rules, 1996 which provides for

regularisation of old houses. It ws argued that the petitioner has made several representations to various government authorities, but no action has been taken so far.

In the facts of the case, I do not deem it appropriate to entertain the writ petition because the petitioner can also approach to various other forums against the action/inaction of the gram panchayat. However, the petitioner shall be at liberty to file representation before the concerned Block Development Officer and the Chief Executive Officer of the concerned Zila Parishad within two weeks; if any such representation is filed, the authorities may consider and decide the same in accordance with law.

The writ petition is dismissed being not maintainable.

(MOHAMMAD RAFIQ), J.

Skant/-